

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

KEVIN B. HARRIS,

Plaintiff,

v.

**DOUGLAS COUNTY SHERIFF'S
DEPARTMENT,**

Defendant.

CASE NO. 8:07CV395

**MEMORANDUM
AND ORDER**

The plaintiff has filed a motion for extension of time to pay the initial partial filing fee. Filing No. 9. The plaintiff's motion explains that he was moved to community custody on work detail and as of October 31, 2007, he has not worked. He asks that his deadline for paying the initial partial filing fee be extended to March of 2008.

As of October 10, 2007, the average three-month balance in the plaintiff's institutional account was \$194.80. The plaintiff does not state what his account balance is at this time, and he does not explain why he needs an additional four months to accumulate the funds needed to pay an initial partial filing fee of \$38.96.

IT IS ORDERED that:

1. The plaintiff's motion for an extension of time, (Filing No. 9), is granted in part;
2. The plaintiff is given a one-month extension to pay his initial partial filing fee. The plaintiff shall pay an initial partial filing fee of \$38.96 by December 19, 2007. Absent the timely payment of this initial partial filing fee, this case may be subject to dismissal without further notice; and
3. The Clerk of the court is directed to set the following pro se case management deadline using the following text: December 19, 2007—initial filing fee payment due.

DATED this 8th day of November, 2007.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge